

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: HOMETOWN SILVER CREEK LLC AND HOMETOWN FIVE SEASONS DAVENPORT LLC	DOCKET NO. DRU-03-1
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ORDER GRANTING LATE-FILED INTERVENTION

(Issued February 12, 2003)

On January 2, 2003, Hometown Silver Creek LLC and Hometown Five Seasons Davenport LLC (Petitioners) filed a petition with the Utilities Board (Board) requesting a declaratory order that Board rule 199 IAC 21.3 is not applicable to the provision of water service by Petitioners to individual residents in the manufactured home communities owned and operated by Petitioners. The Board, on January 7, 2003, issued an order setting out the facts to be considered, setting an intervention date of January 17, 2003, and setting a date for replies.

On January 27, 2003, Iowa-American Water Company (Iowa-American) filed a late-filed petition to intervene. Iowa-American counsel states she was unaware of the deadlines until she received the intervention of the Consumer Advocate Division of the Department of Justice (Consumer Advocate) and reviewed the Board's order. Iowa-American indicates it joins the "Petition to Intervene" of Consumer Advocate and incorporates the arguments and reasoning of the Consumer Advocate on the substantive issues involved in this proceeding.

The Board has contacted Petitioners and they have indicated they will not oppose the application to intervene of Iowa-American. Petitioners also indicated they will not be filing a reply. Since there is no objection, the Board will grant the intervention.

IT IS THEREFORE ORDERED:

The late-filed intervention of Iowa-American Water Company filed January 27, 2003, is granted.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 12th day of February, 2003.